

Introduced by Senator WrightFebruary 22, 2012

An act to amend Section 487 of the Business and Professions Code, relating to professions and vocations.

LEGISLATIVE COUNSEL'S DIGEST

SB 1165, as introduced, Wright. Denial of license.

Existing law provides for the licensure, regulation, and discipline of various professions and vocations. These provisions are administered by the boards and examining committees established within the Department of Consumer Affairs. Existing law provides that a licensing authority may deny a license to an applicant for specified reasons.

Existing law provides that an applicant may request a hearing with the licensing authority to reconsider the decision to deny the license. Such a hearing must be held within 90 days of the request, except as specified.

This bill would require the licensing authority to send notice of the hearing date to the applicant within 30 days of receiving the request for a hearing.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 487 of the Business and Professions Code
- 2 is amended to read:
- 3 487. (a) If a hearing is requested by the applicant, the board
- 4 shall conduct ~~such~~ the hearing within 90 days from the date the
- 5 hearing is requested unless the applicant shall request or agree in

1 writing to a postponement or continuance of the hearing.
2 Notwithstanding the above, the Office of Administrative Hearings
3 may order, or on a showing of good cause, grant a request for, up
4 to 45 additional days within which to conduct a hearing, except in
5 cases involving alleged examination or licensing fraud, in which
6 cases the period may be up to 180 days. In no case shall more than
7 two such orders be made or requests be granted.
8 *(b) Notice of the scheduled hearing date shall be sent to the*
9 *applicant by the board within 30 days of receipt of the request for*
10 *hearing.*